

## INDEX TO VOLUME 29

### Title Index

#### Business Purpose

Business Purpose Requirement for Transfers Expanded, Mark H. Leeds (Jan./Feb. '02) 3

#### Compensation and Fringe Benefits

ERISA: Equity Investments by Plan Sponsors, David W. Ellis & Maura Ann McBreen (March/April '02) 31  
Proposed Golden Parachute Regulations, Christopher G. Guldberg (May/June '02) 42  
Proposed Section 457 Regulations, Andrea K. Kovar (July/Aug. '02) 40  
Stock Options After 2001 Act, Matthew M. Johnson (Jan./Feb. '02) 38  
Recent Developments in Split-Dollar Life Insurance, Narendra Acharya (Nov./Dec. '02) 41  
Revocations of Section 83(b) Elections, Ben A. Neiburger (Sept./Oct. '02) 39

#### Consolidated Returns

New Interim Loss Disallowance Regulations, Jared Gordon, Dave N. Stewart, and Steven C. Thompson (July/Aug. '02) 3  
Rite Aid-Loss Duplication within Consolidated Group, Bryan P. Collins & Darin A. Zywan (March/April '02) 5

#### Corporate Organizations and Reorganizations

Active Business Expansion: Rev. Rul. 2002-49 and Conducting Businesses Through LLCs, Robert A. Rizzi (Nov./Dec. '02) 21  
Continuity of Business Enterprise and Mutual Funds, David L. Meyer, (Nov./Dec. '02) 3  
Does Merger of Corporation into Transferee Have a Sufficient Business Purpose for Shareholders to Be Treated as Transferors for Purposes of 351?, Richard A. Bailine (March/April '02) 28  
Government Takes a Bite Out of Morris Trust, Reginald Mombrun & Ricky Thomas (May/June '02) 20  
Horizontal Double Dummy as Tax Planning Vehicle, Richard A. Bailine (Jan./Feb. '02) 30  
Impact of Section 83 on Reorganizations in Technology Sector, Robert A. Rizzi (Sept./Oct. '02) 22  
Interaction of Tax Shelters and Corporate Reorganizations, Robert A. Rizzi (Jan./Feb. '02) 25  
Loews-Lorillard Tracking Stock Transaction, Robert A. Rizzi (May/June '02) 36  
Mergers into Tax Nothings, Robert A. Rizzi (March/April '02) 23

Novacare Makes Practitioners Nervous, Robert A. Rizzi (July/August '02) 26

#### Distributions

New Solutions to Multi-Step Acquisitions in Tax-Free Reorganizations, Nathaniel T. Trelease, Dan P. Meehan, & Lea Anne Storum (May/June '02) 5  
Novacare: Articulating Intent of Parties in Documentation of a Deal May Not Prevent Adverse Tax Consequences, Robert A. Rizzi (July/Aug. '02) 26  
Renewed Focus on Negotiations in New 355(e) Regulations, Robert A. Rizzi (July/Aug. '02) 18  
Reorganizations in Technology Sector, Robert A. Rizzi (Sept./Oct. '02) 22  
South Tulsa Pathology Laboratory Deals with Corporate Distributions, Robert Rothman (May/June '02) 12

#### International

Australian Consolidated Group Legislation, Howard S. Engle (Sept./Oct. '02) 34  
Carryover of Corporate Tax Attributes in Corporate Reorganizations, Peter J. Connors & Richard A. Voll (March/April '02) 13  
Changes Sought in Corporate Inversion Rules, Howard S. Engle (July/Aug. '02) 45  
Checking the Box May Not Be Sufficient to Claim Worthless, Howard S. Engle (Nov./Dec. '02) 36  
Derivative Benefit Provision of Swiss Treaty, Howard S. Engle (March/April '02) 35  
Extension Granted for Failure to File Annual GRA Certification, Howard S. Engle (Jan./Feb. '02) 36  
Final Brown Group Regulations on CFC's Share of Partnership Income, Howard S. Engle (Nov./Dec. '02) 34  
Foreign Corporation Deemed Not to Be a CFC, Howard S. Engle (March/April '02) 36  
Impact of International Provisions of Outbound Section on 351 Transfers, Joseph M. Calianno & J. Michael Cornett (Jan./Feb. '02) 16  
Johnson-Matsui Foreign Tax Credit Bill, Howard S. Engle (Sept./Oct. '02) 36  
New Australian Thin Capitalization Regime (Sept./Oct. '02) 36  
New Rules for Foreign Persons Claiming Treaty Rights, Howard S. Engle (Jan./Feb. '02) 34  
Payment Under Settlement Agreement Constitutes U.S. Source Royalty Agreement, Howard S. Engle (Jan./Feb. '02) 34  
Procedures for Late Check-the-Box Elections, Howard S. Engle (March/April '02) 37  
Proposed Regulations Expand Subpart F Hedging Exceptions, Howard S. Engle (July/Aug. '02) 44

Dual Consolidated Losses of Multinationals, Joseph M. Calianno, and Brent J. Gregoire, (Nov./Dec. '02) 13

Stapled Stock Structure Challenged, Howard S. Engle (Nov./Dec. '02) 38  
Tax Court Reversed in Compaq Computer, Howard S. Engle (March/April '02) 35  
Use of Functional Currency Mandated for Distributions, Howard S. Engle (Jan./Feb. '02) 35

#### Private Letter Rulings

Can Liquidation Be Treated as an Ordinary Exchange?, Richard W. Bailine (Nov./Dec. '02) 26  
Slippery Slope of Two-Member LLC, Richard W. Bailine (May/June '02) 39  
Vindication of Mrs. Gregory in LTR Dealing with Step Transaction, Richard W. Bailine (July/Aug. '02) 31  
Worthless Stock Deduction on Liquidation of Insolvent Subsidiary, Richard W. Bailine (Sept./Oct. '02) 28

#### Recent Developments

Aggregate Estimates of Restaurant Employees' Tips Upheld, Craig W. Friedrich (Sept./Oct. '02) 46  
Application of General Utilities Repeal to RICs and REITs, Craig W. Friedrich (May/June '02) 46  
Can Distributions Be Part of a Hedging Transaction?, Robert S. Bernstein (July/Aug. '02) 36  
Corporate-Owned Life Insurance Determined to Be an Economic Sham, Craig W. Friedrich (Nov./Dec. '02) 46  
IRS Attacks Tax Avoidance Using Inflated Basis, Craig W. Friedrich (July/Aug. '02) 46  
IRS Gives Up on Taxing Frequent Flyer Miles, Craig W. Friedrich (July/Aug. '02) 47  
Legislative Reversal of Gitlitz a Possibility, Craig W. Friedrich (Jan./Feb. '02) 45  
Limited Amnesty from Accuracy Related Penalties, Craig W. Friedrich (March/April '02) 38  
Pfizer/Pharmacia and Proctor and Gamble/Smucker Morris Trust Spin-Off Transactions, Robert S. Bernstein (Nov./Dec. '02) 30  
Relief Available for Taxpayers Affected by Sept. 11 Attacks, Craig W. Friedrich (Jan./Feb. '02) 44

#### Subchapter S

Final ESBT Regulations, Deanna L. Walton & Richard H. Manfreda (Sept./Oct. '02) 3

#### Tax Shelters

Captive Insurance Companies, Randall L. Hahn & William Bailey (Sept./Oct. '02) 12

## Author Index

- Acharya, Narendra, Recent Developments in Split-Dollar Life Insurance (Nov./Dec. '02) 41
- Bailine, Richard W., Private Letter Rulings:  
Can Liquidation Be Treated as an Ordinary Exchange? (Nov./Dec. '02) 26  
Horizontal Double Dummy as Tax Planning Vehicle (Jan./Feb. '02) 30  
Shareholders to Be Treated as Transferors for Purposes of 351 (March/April '02) 28  
Slippery Slope of a Two Member, Single Member LLC (May/June '02) 39  
Vindication of Mrs. Gregory (July/Aug. '02) 31  
Worthless Stock Deduction Claimed on Liquidation of Insolvent Subsidiary (Sept./Oct. '02) 28
- Bernstein, Robert S., Instruments, Techniques, and Transactions:  
Can Securities Be Part of a Hedging Transaction (July/Aug. '02) 36  
The Pfizer/Pharmacia and Procter and Gamble/Smucker Morris Trust Spin-off Transactions (Nov./Dec. '02) 30
- Calianno, Joseph M. and Cornett, J. Michael, Impact of the International Provisions on Outbound 351 Transfers (Jan./Feb. '02) 16
- Calianno, Joseph M. & Gregoire, Brent J., Proposed Regulations Relax the Triggering Events Rules in the Dual Consolidated Loss Regime (Nov./Dec. '02) 13
- Collins, Bryan P. & Zywan, Darin A., Rite Aid—Loss Duplication within a Consolidated Group (March/April '02) 5
- Connors, Peter J. & Voll, Richard A., Carryover of Corporate Tax Attributes in Corporate Reorganizations (March/April '02) 13
- Ellis, David W. & McBreen, Maura Ann, ERISA: Equity Investments by Plan Investors (March/April '02) 31
- Engle, Howard S., International Developments:  
Australian Consolidated Group Legislation (Sept./Oct. '02) 34  
Checking the Box May Not Be Sufficient to Claim Worthless (Nov./Dec. '02) 36  
Corporate Inversions: Treasury Seeks Changes in Rules (July/Aug. '02) 45
- Extension Granted for Failure to File Annual GRA Certification (Jan./Feb. '02) 36
- Fifth Circuit Reverses Tax Court in Compaq Computer (March/April '02) 35
- Final Brown Group Regulations on CFC's Share of Partnership Income (Nov./Dec. '02) 34
- IRS Interprets the Derivative Benefits Provision of the Swiss Treaty (March/April '02) 35
- Johnson-Matsui Foreign Tax Credit Bill (Sept./Oct. '02) 36
- New Australian Thin Capitalization Regime (Sept./Oct. '02) 36
- New Guidance on Procedures for Late Check-the-Box Elections (March/April '02) 37
- New Rules Apply to Foreign Persons Seeking to Claim Treaty Benefits (Jan./Feb. '02) 34
- Payment Under Settlement Agreement Constitutes U.S. Source Settlement Income (Jan./Feb. '02) 34
- Proposed Regulations Expand Subpart F Exceptions for Hedging Transactions (July/Aug. '02) 44
- Stapled Stock Structure Challenged (Nov./Dec. '02) 38
- Tax Court Concludes Foreign Corporation Is Not a CFC (March/April '02) 36
- Use of Financial Currency Mandated for Tax Effect of Distribution (Jan./Feb. '02) 35
- Friedrich, Craig W., Recent Developments:  
Application of General Utilities Repeal to RICs and REITs (May/June '02) 46  
Corporate-Owned Life Insurance Determined to Be an Economic Sham (Nov./Dec. '02) 46  
Elective Relief: Available for Taxpayers Affected by Sept. 11 Attacks (Jan./Feb. '02) 44  
IRS Attacks Tax Avoidance Using Inflated Basis (July/Aug. '02) 46  
IRS Gives Up for Now on Taxing Frequent Flyer Miles (July/Aug. '02) 47  
Legislative Reversal of Gitlitz Advances (Jan./Feb. '02) 45  
Limited Amnesty from Accuracy Related Penalties (March/April '02) 38  
Supreme Court Upholds Aggregate Estimates of Restaurant Employees' Tips (Sept./Oct. '02) 46
- Gordon, Jared, Stewart, Dave N., & Thompson, Steven C., New Interim Loss Disallowance Regulations (July/Aug. '02) 3
- Guldberg, Christopher B., New Proposed Golden Parachute Regulations Provide Clarification (May/June '02) 42
- Hahn, Randall L. & Bailey, William, Captive Insurance Companies: More Viable than Ever? (Sept./Oct. '02) 12
- Johnson, Matthew M., Stock Options After the 2001 Tax Act (Jan./Feb. '02) 38
- Kovar, Andrea K., Proposed Regulations Under Section 457 (July/Aug. '02) 40
- Leeds, Mark H., IRS Expands Business Purpose Requirement for Transfers to Corporations (Jan./Feb. '02) 3
- Meyer, David L., Continuity of Business Enterprise and Mutual Funds (Nov./Dec. '02) 3
- Mombrun, Reginald & Thomas, Ricky, The Government Takes a Bite Out of Morris Trust (May/June '02) 20
- Neiburger, Ben A., Revocations of Section 83(b) Elections (Sept./Oct. '02) 39
- Rizzi, Robert A., Corporate Organizations and Reorganizations:  
Active Business Expansion: Rev. Rul. 2002-49 and Conducting Businesses Through LLCs (Nov./Dec. '02) 21  
Impact of Section 83 on Reorganizations in the Technology Sector (Sept./Oct. '02) 22  
Interaction of Tax Shelters and Corporate Reorganizations (Jan./Feb. '02) 25  
Mergers into Tax Nothings Regulations (March/April '02) 23  
Novacare Makes Practitioners Nervous (July/Aug. '02) 26  
Tracking Stock: The Loews-Lorillard Transactions (May/June '02) 34
- Rizzi, Robert A., New 355(e) Regulations: A Renewed Focus on Negotiations (July/Aug. '02) 18
- Rothman, Robert, Corporate Distributions: South Tulsa Pathology Laboratory (May/June '02) 12
- Trelease, Nathaniel T., Meehan, Dan P., & Storum, Lea Anne, New Solutions to Multi-Step Acquisitions in Tax-Free Reorganizations (May/June '02) 5
- Walton, Deanna L. & Manfreda, Richard H., Final Electing Small Business Trust Regulations (Sept./Oct. '02) 3

